

BOOK 0704 PAGE 0034

MEMORANDUM OF OIL AND GAS LEASE

West Virginia

The undersigned Michael J. Phillips and Angela L. Phillips, his wife

Of RT 5 Box 120-1, Moundsville, WV 26041 as

Lessor and **TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143**, as Lessee, entered into an Oil and Gas Lease as of the 10 day of APRIL, 20 10. Said lease covers all that certain tract of land situate in the District of Washington, in Marshall County, State of West Virginia, bounded and described generally as follows:

On the North by: n/f

On the East by: n/f

On the South by: n/f

On the West by: n/f

Tax Parcel No: 14-7-3(5.88ac), 14-7-28(1.75ac)

Containing 7.63 acres, more or less, being the same land conveyed by _____ and recorded in the records of said county in Book 664, 544, Page 145, 014.

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term, which option must be exercised within sixty (60) days of the expiration of the initial primary term of said lease.

Dated: APRIL 10, 20 10.

WITNESS:

LESSOR:

Michael J. Phillips (SEAL)

Michael Phillips

Angela L. Phillips (SEAL)

Angela Phillips

(SEAL)

Joe Bojalad (SEAL)

Approved by:

Joe Bojalad, President
TriEnergy Holdings, LLC

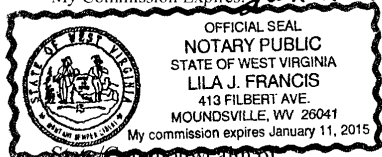
State of West Virginia)
County of Marshall)

SS:

On the 10 day of APRIL in the year 2010, before me, the undersigned, a Notary Public in and for said state, personally appeared Michael J. Phillips and Angela L. Phillips, his wife, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: Jan 11 2015



State: Commonwealth of: _____

County of: _____ SS: _____

Lila J. Francis
Notary Public

TRIENERGY HOLDINGS, LLC
P.O. BOX 89
SEWICKLEY, PA 15143-0089

CORPORATIONState/Commonwealth of: PENNSYLVANIACounty of: Allegheny SS:

Before me a Notary Public in and for said county and state personally appeared: Joe
Joseph E. Bojalad, the
 President of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me that they
 did execute the foregoing instrument for and on behalf of said corporation, pursuant to authority so to do of said
 corporation and that the same is the free act and deed of said corporation and of themselves as such officers, for the
 uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at Sewickley, PA this 29th
 day of June, 2010.

My Commission expires: 9/24/2013

Debra W. Reid
 Notary Public

Jan Pest
 MARSHALL County 10:54:03 AM
 Instrument No 1288654
 Date Recorded 07/07/2010
 Document Type O&G
 Pages Recorded 2
 Book-Page 704-34
 Recording Fee \$5.00
 Additional \$6.00

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Debra W. Reid, Notary Public
 Sewickley Boro, Allegheny County
 My Commission Expires Sept. 24, 2013
 Member, Pennsylvania Association of Notaries

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing
 date on the 10th day of April, 2010 was presented for and by me, admitted to record in my office upon the
 above certificate as to the parties therein named this 7th day of July, 2010 at 10:54 o'clock A.M.

TESTE: Jan Pest Clerk.